

031804
2004
U.S.
PTO

**PLANT
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 1464-003

First Inventor Dale E. HERMAN

Title Pekin Lilac Tree Named 'SunDak'

Express Mail Label No. EV207752291US

22856 10/1804526
S.P.T.O.

031804

ASSIGNEE: North Dakota State University
Fargo, North Dakota

ADDRESS TO: Assistant Commissioner of Patents
Box Patent Application
Washington, D.C. 20231

APPLICATION ELEMENTS		ACCOMPANYING APPLICATION PARTS
1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i> 2. <input checked="" type="checkbox"/> Applicant claims small entity status. 3. <input checked="" type="checkbox"/> Specification Total pages [7] <i>(preferred arrangement set forth below)</i> - Descriptive title of the invention (with Plants name) - Cross references to Related Applications - Statement Regarding Fed sponsored R&D - Latin name of genus and species - Variety denomination - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings - Detailed Botanical Description - Claim (only one (1) permitted MPEP 1605) - Abstract of the Disclosure 4. <input checked="" type="checkbox"/> Color Drawing(s) (Total Sheets) [9] <i>(2 copies required - 37 CFR 1.165(b))</i> 5. <input checked="" type="checkbox"/> Oath or Declaration (Total Pages) [2] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application <i>(37 CFR 1.63(d))</i> <i>(for continuation/divisional with Box 16 completed)</i> i. <input type="checkbox"/> DELETION OF INVENTOR(S) <i>Signed statement attached deleting</i> <i>inventor(s) named in the prior application,</i> <i>see 37 CFR 1.63(d)(2) and 1.33(b)</i> 6. <input checked="" type="checkbox"/> Application Data Sheet.		7. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s)) 8. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <input type="checkbox"/> Power of Attorney 9. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 10. <input type="checkbox"/> Information Disclosure Statement /PTO 1449 <input type="checkbox"/> Copies of IDS Citations 11. <input type="checkbox"/> Preliminary Amendment 12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 13. <input type="checkbox"/> Certified Copy of Priority Document(s). <i>(if foreign priority is claimed)</i> 14. <input type="checkbox"/> Request and Certification under <i>35 USC 122(b)(2)(B)(i)</i> 15. <input checked="" type="checkbox"/> Other: Certificate of Express Mailing by Label EV207753133US

Note: Please state the Latin name and variety
denomination of the plant claimed in a separate section of
the specification.

16. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

[] Continuation [] Divisional of prior application No.:

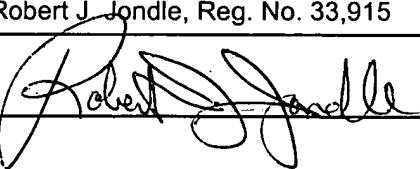
Prior application information: Examiner _____

Group Art Unit _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label 32905

Address	Jondle & Associates P.C. Suite 200, 9085 East Mineral Circle				
City	Centennial	State	CO	Zip Code	80112
Country	U.S.A.	Telephone	303-799-6444	Fax	303-799-6898
Name	Robert J. Jondle, Reg. No. 33,915				
Signature				Date March 18, 2004	

FEE TRANSMITTAL
for FY 2003
(Small Entity)

		Complete if Known	
		Application Number	10/
		Filing Date	
		First Named Inventor	Dale E. HERMAN
		Examiner Name	
Group Art Unit			
Total Amount of Payment	(\$305.00)	Attorney Docket Number	1464-003

METHOD OF PAYMENT (check one)

- The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 50-2368 in the name of Jondle & Associates P.C.
- Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- Applicant claims small entity status.
- Payment Enclosed:
 - Check
 - Credit Card

FEE CALCULATION**1. FILING FEE**

Fee	Fee	Fee Description	Fee Paid
Code	\$		
2001	385	Utility filing fee	[]
2002	170	Design Filing Fee	[]
2003	265	Plant Filing Fee	[265.00]
2004	385	Reissue Filing Fee	[]
2005	80	Provisional Filing Fee	[]

SUBTOTAL \$265.00

2. CLAIMS

		Extra Claims	Fee	Fee Paid
Total Claims	[]	- 20**	= []	x \$ 9 = []
Independent Claims	[]	- 3**	= []	x 43 = []
Multiple Dependent Claims			+	145 = []

***or number previously paid, if greater;*

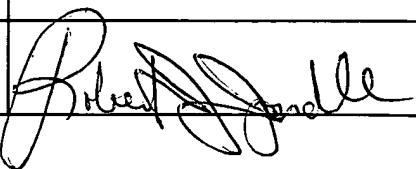
SUBTOTAL \$

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
2051	65	Surcharge - late filing fee or oath	[]
2052	25	Surcharge - late provisional filing fee or cover sheet	[]
1053	130	Non-English specification	[]
1812	2,520	For filing a request for reexamination	[]
1804	920	Requesting publication of SIR prior to Examiner action	[]
1805	1,840*	Requesting publication of SIR after Examiner action	[]
2251	55	Extension for reply within first month	[]
2252	210	Extension for reply within second month	[]
2253	475	Extension for reply within third month	[]
2254	740	Extension for reply within fourth month	[]
2255	1,005	Extension for reply within fifth month	[]
2401	165	Notice of Appeal	[]
2402	165	Filing a brief in support of an appeal	[]
2403	145	Request for Oral Hearing	[]
1451	1,510	Petition to institute a public use proceeding	[]
2452	55	Petition to revive -unavoidable	[]
2453	665	Petition to revive - unintentional	[]
2501	665	Utility issue fee (or reissue)	[]
2502	240	Design issue fee	[]
2503	320	Plant issue fee	[]
1460	130	Petitions to the Commissioner	[]
1807	50	Processing fee under 37 CFR 1.17(q)	[]
1806	180	Submission of Information Disclosure Statement	[]
8021	40	Recording each patent assignment per property (times number of properties)	[40.00]
2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	[]
2810	385	For each additional invention to be examined (37 CFR 1.129(b))	[]
2801	385	Request for Continued Examination (RCE)	[]
1802	900	Request for expedited examination of a design application	[]
1504	300	Publication fee for early, voluntary, or normal publication	[]
1505	300	Publication fee for republication	[]
1455	200	Filing an application for patent term adjustment	[]
1456	400	Request for reinstatement of term reduced	[]
		Other fee (specify) Statutory Disclaimer	[]

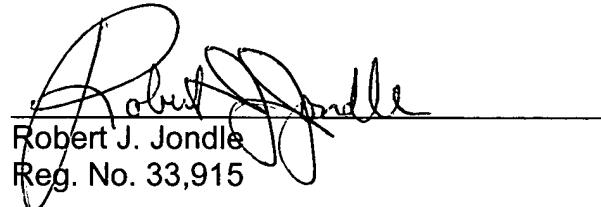
* Reduced by Basic Filing Fee Paid

SUBTOTAL \$40

SUBMITTED BY		Complete (if applicable)		
NAME AND REG. NUMBER	Robert J. Jondle, Reg. No. 33,915			
SIGNATURE		DATE	March 18, 2004	DEPOSIT ACCOUNT USER ID

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail EV207752291US in an envelope addressed to: Mail Stop Patent Application, Commissioner of Patents, P. O. Box 1450, Alexandria VA 22313-1450 on March 18, 2004.



Robert J. Jondle
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March 18, 2004

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